

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte ROGER TIMMIS, MITCHELL R. TOLAND, TIMNIT GHERMAY,  
WILLIAM C. CARLSON, and JAMES A. GROB

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Application No. 09/700,037

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MAILED

APR 05 2007

PAT. & T.M. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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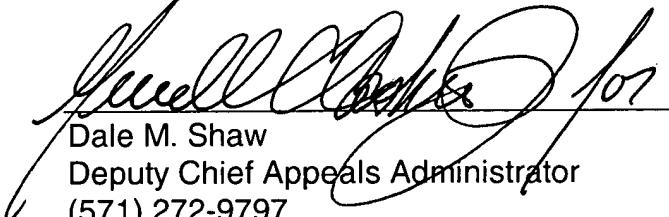
This application was electronically received at the Board of Patent Appeals and Interferences on January 18, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

The Information Disclosure Statements dated June 17, 2003 and October 27, 2003, were not considered by the Primary Examiner with respect to compliance with the criteria set forth in 37 CFR §§ 1.97 and 1.98. A written communication notifying appellants of the Primary Examiner's decision is required.

Accordingly, it is

**ORDERED** that the application is electronically returned to the Examiner  
1) for consideration of the Information Disclosure Statements; 2) written communication  
to appellants of such consideration; and 3) for such further action as may be  
appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES



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DMS/lbg